

**ROCHESTER CITY COUNCIL**

**REGULAR MEETING**

**April 13, 2010**

**THE COUNCIL PRESIDENT** --- MEETING WILL COME TO ORDER AND THE CLERK WILL CALL THE ROLL.

**THE COUNCIL PRESIDENT** --- REQUEST COUNCIL TO RISE FOR A MOMENT OF SILENCE.

**THE COUNCIL PRESIDENT** --- PLEDGE OF ALLEGIANCE TO THE FLAG.  
Councilmember Scott

**THE COUNCIL PRESIDENT** --- RECOGNITION CEREMONIES.

**Recognition Ceremony**

**Retirement:**

**DES**

\*Dale F. Kriewall

\*Michael J. Sheremeta

**LAW**

\*James R. Kaler

**RPD**

\*Peter A. Andrews

\*Frank Lacancellera

\*John J. Smith

*\*Not attending meeting.*

**APPROVAL OF THE MINUTES**

By Councilmember Palumbo

RESOLVED, that the minutes of the Regular Meeting of March 17, 2010 be approved as published in the official sheets of the Proceedings.

**THE COUNCIL PRESIDENT** --- AYES OR NAYS

**THE CITY CLERK** --- THE FOLLOWING COMMUNICATIONS ARE HEREBY DIRECTED TO BE RECEIVED AND FILED:

The Mayor submits the following:

Administrative Cancellation or Refund of Erroneous Taxes and Charges

**THE COUNCIL PRESIDENT** --- PRESENTATION AND REFERENCE OF PETITIONS AND REMONSTRANCES.

**THE COUNCIL PRESIDENT** --- RECEIVED AND FILED.

**THE COUNCIL PRESIDENT** --- PUBLIC HEARINGS.

**THE CITY CLERK** --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:

Amending Chapter 120 Of The Municipal Code, Zoning Code, By Adding The Development Concept Plan For The University Of Rochester City Campus As Planned Development District #10 Int. No. 140

ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Changing The Zoning Classification Of IPD #5-University Of Rochester And Medical Center; 555 And 665 Joseph C. Wilson Boulevard And 245 Elmwood Avenue From O-S Open Space; And 216, 224, 265 And 275 Westmoreland Drive From R-1 Low Density Residential, To PD #10-University of Rochester City Campus Int. No. 141

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Amending Chapter 120 Of The Municipal Code, Zoning Code, By Adding The Development Concept Plan For The Eastman Business Park As Planned Development District #12 Int. No. 142

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Changing The Zoning Classification Of Eastman Kodak Company Parcels From T-P Transitional Parking And M-1 Industrial; And 160 Pullman Avenue, 135 West Ridge Road, 1720, 1764 And 1768-1776 Lake Avenue From T-P Transitional Parking; 246 West Ridge Road From M-1 Industrial And 415-425 West Ridge Road And 1760 Dewey Avenue From C-3 Regional Destination Center to PD #12-Eastman Business Park Int. No. 143

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Changing The Zoning Classification Of 9 S. Goodwill Street And 9 Woodside Street From T-P Transitional Parking To C-3 Regional Destination Center Int. No. 144

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Changing The Zoning Classification Of 480, 500, 540 And 570 Maplewood Drive From T-P Transitional Parking To O-S Open Space Int. No. 145

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Changing The Zoning Classification Of 119 And 131 W. Ridge Road And 32 Pullman Avenue From T-P Transitional Parking To C-2 Community Center Int. No. 146

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Local Improvement Ordinance – Establishing The Cost Of The Special Work And Services Related To Downtown Special Services And Authorizing An Agreement Int. No. 160

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Approving Changes In The Pavement Width Of Oakwood Road, Ellington Road  
And Benwell Road Int. No. 134

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Local Improvement Ordinance - Public Art At 274-302 North Goodman Street As A  
Part Of The ARTWalk2 Enhancement Project Int. No. 149

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Approving Changes In The Pavement Width Of North Goodman Street And  
University Avenue Int. No. 150

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Local Improvement Ordinance – Establishing The Operating And Maintenance  
Costs Of Street Lighting Special Assessment Districts Int. No. 161

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Local Improvement Ordinance – Establishing The Operating And Maintenance  
Costs Of Special Assessment Districts For Streetscape Enhancements  
Int. No. 162

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Continuation Of Local Improvement Ordinance No. 1421 Relating To Norton  
Street Urban Renewal District Streetscape District Int. No. 163

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Approving Changes In The Pavement Width Of Mt. Hope Avenue, Crittenden  
Boulevard And Elmwood Avenue As Part Of The Mt. Hope Avenue Phase I Public  
Improvement Project Int. No. 164

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Amending The Official Map By Dedicating Parcels To Street Purposes For The Mt.  
Hope Avenue Phase I Public Improvement Project Int. No. 166

**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE CITY CLERK --- PURSUANT TO LAW, PUBLIC HEARING WILL NOW BE HAD ON THE FOLLOWING MATTER:**

Authorizing The Acquisition By Negotiation Or Condemnation Of Parcels And Easements For The Mt. Hope Avenue Phase I Improvement Project Int. No. 117  
**ANY PERSONS DESIRING TO SPEAK IN REFERENCE TO SAID MATTER WILL NOW BE HEARD.**

**THE COUNCIL PRESIDENT --- REPORTS OF STANDING COMMITTEES AND ACTION THEREON.**

**By Councilmember Conklin**

**Finance Committee Report**

Establishing Maximum Compensation For A Professional Services Agreement For The 311 Call Center Int. No. 121  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Amending The 2009-10 Budget For Wage And Salary Increases And Refuse And Water Fund Purchases Int. No. 155  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

**THE COUNCIL PRESIDENT --- RECEIVED, FILED AND PUBLISHED.**

**By Councilmember Palumbo**

**Neighborhood & Business Development Committee Report**

Authorizing The Sale Of Real Estate Int. No. 122  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Resolution Endorsing Grant Applications For The New York Main Street Program Int. No. 123  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Approving Agreements For The JOSANA Neighborhood Master Plan Int. No. 124  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Amending Ordinance No. 2009-374, Relating To The FIS Commercial Business Assistance Program Int. No. 125  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Authorizing An Amended Lease Agreement For Space In The Port Terminal Building Int. No. 126  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Establishing Maximum Compensation For A Professional Services  
Agreement For Assistance With Development Projects Int. No. 157  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Authorizing The Acquisition Of Parcels To Effectuate The Midtown Urban  
Renewal Plan Int. No. 158  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Bond Ordinance Of The City Of Rochester, New York, Authorizing The  
Issuance Of \$2,260,000 Bonds Of Said City To Finance The Cost Of  
Acquisition Of Parcels To Effectuate The Midtown Urban Renewal Plan In  
The City Int. No. 159  
**THE COUNCIL PRESIDENT --- ROLL CALL**

Amending Chapter 120 Of The Municipal Code, Zoning Code, By Adding The  
Development Concept Plan For The University Of Rochester City Campus  
As Planned Development District #10 Int. No. 140  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Changing The Zoning Classification Of IPD #5-University Of Rochester And  
Medical Center; 555 And 665 Joseph C. Wilson Boulevard And 245 Elmwood  
Avenue From O-S Open Space; And 216, 224, 265 And 275 Westmoreland  
Drive From R-1 Low Density Residential, To PD #10-University of Rochester  
City Campus Int. No. 141  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Amending Chapter 120 Of The Municipal Code, Zoning Code, By Adding  
The Development Concept Plan For The Eastman Business Park As  
Planned Development District #12 Int. No. 142  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Changing The Zoning Classification Of Eastman Kodak Company Parcels  
From T-P Transitional Parking And M-1 Industrial; And 160 Pullman  
Avenue, 135 West Ridge Road, 1720, 1764 And 1768-1776 Lake Avenue  
From T-P Transitional Parking; 246 West Ridge Road From M-1 Industrial  
And 415-425 West Ridge Road And 1760 Dewey Avenue From C-3 Regional  
Destination Center to PD #12-Eastman Business Park Int. No. 143  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Changing The Zoning Classification Of 9 S. Goodwill Street And 9 Woodside  
Street From T-P Transitional Parking To C-3 Regional Destination Center  
Int. No. 144  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Changing The Zoning Classification Of 480, 500, 540 And 570 Maplewood  
Drive From T-P Transitional Parking To O-S Open Int. No. 145  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Changing The Zoning Classification Of 119 And 131 W. Ridge Road And 32 Pullman Avenue From T-P Transitional Parking To C-2 Community Center Int. No. 146

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Local Law Authorizing A Water Franchise Agreement With Eastman Kodak Company Int. No. 147

**THE COUNCIL PRESIDENT --- ROLL CALL**

Authorizing An Amendatory Agreement With The Monroe County Water Authority Int. No. 148

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Local Improvement Ordinance – Establishing The Cost Of The Special Work And Services Related To Downtown Special Services And Authorizing An Agreement Int. No. 160

**THE COUNCIL PRESIDENT --- ROLL CALL**

**THE COUNCIL PRESIDENT --- RECEIVED, FILED AND PUBLISHED.**

**By Councilmember Miller**

**Jobs, Parks & Public Works Committee Report**

Establishing Maximum Compensation For A Professional Services Agreement For The Parking Garage Repair And Reconstruction Program Int. No. 127

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Bond Ordinance Of The City Of Rochester, New York, Authorizing The Issuance Of \$1,200,000 Bonds Of Said City To Finance The Cost Of The Parking Garage Repair And Reconstruction Program In The City Int. No. 128

**THE COUNCIL PRESIDENT --- ROLL CALL**

Amending Ordinance No. 2009-240, Relating To An Agreement For The Hazardous Sidewalk Replacement Project Int. No. 129

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Establishing Maximum Compensation For A Professional Services Agreement For The Winchester Street Rehabilitation Project And Amending Ordinance No. 2010-19 And The 2009-10 Budget, As Amended Int. No. 130

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Amending The 2009-10 Budget For The Rochester Riverside Convention  
Center HVAC Replacement Int. No. 131

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Establishing Maximum Compensation For A Professional Services  
Agreement For the Emergency Communications Center Int. No. 132

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Bond Ordinance Of The City Of Rochester, New York, Authorizing The  
Issuance Of \$330,000 Bonds Of Said City To Finance The Cost Of The  
Replacement Of Heating And Cooling Equipment At The Emergency  
Communications Center In The City Int. No. 133

**THE COUNCIL PRESIDENT --- ROLL CALL**

Establishing Maximum Compensation For An Amendatory Agreement For  
Public Art For The ARTWalk2 Enhancement Project Int. No. 151

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Authorizing The Acquisition By Negotiation Or Condemnation Of De  
Minimis Permanent Easements For The Jefferson Avenue Revitalization  
Project Int. No. 153

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Establishing Maximum Compensation For An Amendatory Professional  
Services Agreement For The Jefferson Avenue Revitalization Project  
Int. No. 154

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Authorizing An Amendatory Municipal Cooperation Agreement For The  
Highland Park/Canalway Trail Improvements Project, As Amended  
Int. No. 84

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Approving Changes In The Pavement Width Of Oakwood Road, Ellington  
Road And Benwell Road Int. No. 134

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Local Improvement Ordinance - Public Art At 274-302 North Goodman  
Street As A Part Of The ARTWalk2 Enhancement Project Int. No. 149

**THE COUNCIL PRESIDENT --- ROLL CALL**

Approving Changes In The Pavement Width Of North Goodman Street And  
University Avenue Int. No. 150

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Local Improvement Ordinance – Establishing The Operating And  
Maintenance Costs Of Street Lighting Special Assessment Districts  
Int. No. 161

**THE COUNCIL PRESIDENT --- ROLL CALL**

Local Improvement Ordinance – Establishing The Operating And  
Maintenance Costs Of Special Assessment Districts For Streetscape  
Enhancements Int. No. 162

**THE COUNCIL PRESIDENT --- ROLL CALL**

Continuation Of Local Improvement Ordinance No. 1421 Relating To  
Norton Street Urban Renewal District Streetscape Int. No. 163

**THE COUNCIL PRESIDENT --- ROLL CALL**

Approving Changes In The Pavement Width Of Mt. Hope Avenue,  
Crittenden Boulevard And Elmwood Avenue As Part Of The Mt. Hope  
Avenue Phase I Public Improvement Project Int. No. 164

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Determinations And Findings Relating To The Acquisition Of Parcels And  
Easements For The Mt. Hope Avenue Phase I Public Improvement Project  
Int. No. 165

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Amending The Official Map By Dedicating Parcels To Street Purposes For  
The Mt. Hope Avenue Phase I Public Improvement Project Int. No. 166

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Bond Ordinance Of the City Of Rochester, New York, Authorizing The  
Issuance Of \$900,000 Bonds Of Said City To Finance The Cost Of  
Acquisition Of Parcels For The Mt. Hope Avenue Phase I Public  
Improvement Project In The City Int. No. 167

**THE COUNCIL PRESIDENT --- ROLL CALL**

Authorizing The Acquisition By Negotiation Or Condemnation Of Parcels And  
Easements For The Mt. Hope Avenue Phase I Improvement Project Int.  
No. 117

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

**THE COUNCIL PRESIDENT --- RECEIVED, FILED AND PUBLISHED.**

**By Councilmember McFadden**

**Public Safety, Youth & Recreation Committee Report**

Authorizing An Inter-Municipal Agreement To Provide Photo Lab Services  
Int. No. 135

**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Authorizing An Agreement For An Assistance To Firefighters Grant And  
Amending The 2009-10 Budget Int. No. 136  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Establishing Maximum Compensation For A Professional Services  
Agreement For Emergency Communications Center Security Systems  
Int. No. 137  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Authorizing An Agreement For The Summer Of Opportunity Program  
Int. No. 138  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Amending The 2009-10 Budget For Marketing Of The Red Light Camera  
Program Int. No. 139  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

Establishing Maximum Compensation For A Professional Services  
Agreement For The Automated Vehicle Locator System Int. No. 152  
**THE COUNCIL PRESIDENT --- AYES OR NAYS**

**THE COUNCIL PRESIDENT --- MISCELLANEOUS BUSINESS**

Adjourned.

**ROCHESTER URBAN RENEWAL AGENCY**

**APRIL 13, 2010**

**THE CHAIRPERSON --- MEETING WILL COME TO ORDER AND THE CLERK WILL CALL THE ROLL.**

**THE CHAIRPERSON --- REPORTS OF STANDING COMMITTEES AND ACTION THEREON.**

**By Councilmember Palumbo**

**The Rochester Urban Renewal Agency**

**Neighborhood & Business Development Committee Report**

Approving The Mission Statement And Performance Measures  
Int. No. URA-2

**THE CHAIRPERSON --- AYES OR NAYS**

**THE CHAIRPERSON --- RECEIVED, FILED AND PUBLISHED**

**THE CHAIRPERSON --- MISCELLANEOUS BUSINESS**

Adjourned.